

Bryan Cave LLP
333 Market Street, 25th Floor
San Francisco, CA 94105

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

RODOLFO VELASQUEZ,

Plaintiff,

v.

COUNTRYWIDE HOME LOANS, INC.; BANK
OF AMERICA N.A.; LTD FINANCIAL
SERVICES, L.P.,

Defendants.

Case No. 4:11-CV-02491-SBA

Hon. Sandra Brown Armstrong
Presiding

**STIPULATION AND HEARING
DATE AND BRIEFING
SCHEDULING RE PLAINTIFF’S
MOTION FOR PRELIMINARY
INJUNCTION**

Hearing Date: June 19, 2012
Time: 1:00 p.m.

Complaint filed May 23, 2011

Plaintiff RODOLFO VELASQUEZ and Defendants COUNTRYWIDE HOME
LOANS, INC. and BANK OF AMERICA, N.A. hereby stipulate that:

WHEREAS, Plaintiff has filed an “Ex Parte Motion for Preliminary Injunction, or
in the Alternative for a Restraining Order to Stop Defendants from Foreclosing [on] his
Property Illegally”;

WHEREAS, this Court, by Order filed May 7, 2012, Ordered the parties to meet
and confer to determine whether the Court should schedule a hearing date for Plaintiff’s
Motion;

WHEREAS, the parties have met and conferred about the issues raised in the
aforementioned Order;

1 WHEREAS, Plaintiff wishes to continue with his Motion for Preliminary Injunction
 2 due to the fact that Defendants are unable, at this time, to confirm to Plaintiff cancellation
 3 or continuation of the Trustee's Sale Date currently scheduled for June 15, 2012;

4 WHEREAS, the parties agree to set a hearing date for Plaintiff's Motion for
 5 Preliminary Injunction for June 19, 2012 (which is the Court's first available hearing date
 6 as indicated by the Court's website);

7 WHEREAS, Defendants have filed their Opposition to Plaintiff's Motion for
 8 Preliminary Injunction on May 4, 2012;

9 WHEREAS, Plaintiff will file his Reply Brief in support of Motion for Preliminary
 10 Injunction on May 21, 2012, at which time Plaintiff will additionally request the Court for
 11 an Order Shortening Time to hear the Motion for Preliminary Injunction, in advance of the
 12 stipulated June 19, 2012 hearing date, in light of the current trustee's sale date of June 15,
 13 2012. Plaintiff will request an Order Shortening Time because a continuation of the sale
 14 cannot be guaranteed past the current June 15, 2012 sale date;

15 WHEREAS, Defendants agree to make every good faith effort to continue the
 16 currently-scheduled June 15, 2012 trustee's sale date, and upon confirmation of a
 17 continued sale date, or cancellation of sale date, Plaintiff will be immediately notified.

18
 19 DATED: May 16, 2012

PLAINTIFF, *IN PRO PER*

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 21 By: /s/ Rodolfo Velasquez
 22 Rodolfo Velasquez

23 DATED: May 16, 2012

BRYAN CAVE LLP

24
 25 By: /s/ Jessica T. Ehsanian
 26 Jessica T. Ehsanian
 27 Attorneys for Defendants Countrywide Home
 28 Loans, Inc. and Bank of America, N.A.

ORDER

Based on the stipulation of the parties and good cause showing, IT IS HEREBY ORDERED that the hearing on Plaintiff's Motion for Preliminary Injunction is currently set for hearing on June 19, 2012. Plaintiff may file a Reply Brief in support of the Motion for Preliminary Injunction, and Further Request for Order Shortening Time by May 21, 2012.

IT IS SO ORDERED.

Dated: 5/18/12



Hon. Sandra B. Armstrong, District Court Judge
United States District Court
Northern District of California

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